

JURY IS SECURED IN ROWLAND TRIAL

Last Man Gotten Late in Evening, When Nearly 200 Have Been Questioned.

NO DELAY FOR JUDGE LONG

He Refuses All Motions Looking to Postponement—Prisoners Look Well.

The jury to try Dr. and Mrs. D. S. Rowland for the murder of the latter's former husband consists of eleven farmers and a jeweler. These are the men:

L. A. Harper, J. A. Massey, E. M. O'Donnell, J. H. Oliver, J. G. Sandling, E. L. Mussey, V. E. Stinson, H. J. Duke, H. H. Carpenter, George W. Partin, C. Strickland, L. A. Mahler.

(Special to The Times-Dispatch.) RALEIGH, N. C., September 30.—The last juror in the trial of Dr. D. S. Rowland and his wife, Lillie M. Rowland, for the murder, by poison, in March of 1906, of the late Dr. D. S. Rowland, was secured at 6:25 to-night, after working at this all day, a second special venire of twenty-five being called, in addition to the 150 summoned before.

It seemed at one time as if no jury could be secured, and Judge Long said that if this was not done with some dispatch he would move the trial to another city. Within five minutes after this the jury was completed. It is composed of eleven farmers from the country, and one jeweler, of this city.

Big crowds are attending the trial, and although this is the third time the evidence has been gone over, counting the coroner's inquest and the habeas corpus proceeding, interest in the case seems to be in no way abated.

Prisoners in Court.

It was 9:45 o'clock when the prisoners were brought in and assigned seats at the bar. With them came Mrs. Rowland's sister, Mrs. Lena Lee-van, of Nebraska, who has been here with Mrs. Rowland ever since her arrest, calling to see her daily at the jail, and David Gill, uncle of Dr. Rowland, he having come from Vance county to be with his nephew during the trial.

The names of the witnesses for the State were called out repeatedly before the State could announce readiness for the trial, and even then a number of the most important witnesses had not answered. Judge Long declared his willingness to issue instantaneous summonses for those failing to answer, and fine them, saying that he could not allow a few witnesses to delay the court and detain 250 men that were here, ready to proceed. Counsel for the State would not ask this punishment for their own witnesses, and requested a postponement of a few hours. Judge Long's reply was: "I will do no such thing. This case must proceed at once. Your witnesses should be here."

Then it was that the State announced readiness to proceed. The regular panel for the week was called into the jury box, one failing to answer. Judge Long promptly directed the clerk to enter a fine of forty dollars against the defaulting juror. His name was T. K. Kite.

All being in readiness for the section of the jury, Dr. and Mrs. Rowland were directed to stand up, and were warned of their right to challenge jurors as empaneled. Both looked well showing practically no bad effects from their long imprisonment. Mrs. Rowland wore her usual costume of black and Dr. Rowland his blue serge suit.

Seated in front of the prisoners were their counsel, J. N. Holding, J. C. I. Harris, W. L. Watson and T. T. Hickey, the latter of Henderson. For the prosecution there are appearing Solicitor Armistead Jones, Colonel T. M. Argo and Walter Clark, Jr., Argo and Clark being retained for the prosecution by the Brotherhood of Locomotive Engineers.

The empanelling of the jury was a slow process. All the regular jurors and more than twenty of the special venire of 150 men had been told to stand aside for one cause and another by noon, and only one juror accepted by the State. Many were rejected for cause, and quite a number because they had expressed an opinion as to the prisoner's guilt.

An evening's session of court was necessary to complete the selection of the jury. It was 5 o'clock when the announcement was made that the special venire of one hundred and fifty men was exhausted with only ten jurors accepted by both sides.

Judge Long made an order that recess be taken to 6 o'clock at which time the sheriff was directed to return twenty-five additional veniremen. This was done and one juror was still lacking when the last man of this venire was called. He was L. A. Mahler, a well known jeweler of Raleigh. He was accepted by both sides before he had opportunity to raise the point of

exemption on account of being a member of the Raleigh Police Commission. Judge Long refused to entertain his motion to excuse him later because of his official position and directed the formal arraignment of the prisoners to proceed so that the taking of evidence could begin at 9:30 o'clock to-morrow, the last feature of the evening session being the reading of the indictment to the prisoners who stood facing the jury, and then the formal empanelling of the jury.

After the adjournment of court Juror Mahler made another vain attempt to induce Judge Long to release him, and later sent for a physician to examine him saying that he had neuralgia in his face. A physician's certificate is expected in the morning for his discharge. The judge's order is that the jury be held together all the time. The jurors are all farmers except Mahler. They are: L. A. Harper, J. A. Massey, E. M. O'Donnell, J. H. Oliver, J. G. Sandling, E. L. Mussey, V. E. Stinson, H. J. Duke, H. H. Carpenter, George W. Partin, C. Strickland, L. A. Mahler.

NORTH CAROLINA CHARTERS.

Excelsior, Bottling and Exchange Corporation Formed.

RALEIGH, N. C., September 30.—The Secretary of State charters the Southern Excelsior Company, of Lexington, capital \$10,000, by Dr. W. J. Vestal, Demot Shemwell, E. R. Rankin and others, the incorporators subscribing \$7,000 of the capital. Another charter is to the Cherryville Bottling Company, of Cherryville, capital \$5,000, by J. A. Redisill, T. E. Sumner and others. Still another charter is to the Consolidated Brick and Tile Company, George A. Hines, president.

An amendment for the Farmers' Anti-trust Corporation, making the capital \$10,000, W. P. Dark, president, principal office at Bear Creek, Chatham county.

NATION HONORS DEAD PRESIDENT

(Continued from First Page.)

stress of heavy responsibilities. He was a good citizen, and a brave soldier, a Chief Executive whose wisdom entitled him to the trust which he received throughout the nation. He was not only a leader of men, but pre-eminently a leader of men; for one of his most marked traits was the intensely human quality of his wide and generous sympathy. Finally, he not merely preached, he was, that most valuable of all citizens in a democracy like ours, a man who in the highest place served as an unconscious example to his people of the virtues of his office, and the foundation of our public life, and the foundation of all public life, the intimate life of the home.

Lesson of Human Sympathy. Many lessons are taught us by his career, but none more valuable than the lesson of broad human sympathy for and among all of our citizens of all classes and creeds. No other President has ever more effectively shown his sympathy for the poor and the lowly, the uneducated and the ignorant, the weak and the timid, the oppressed and the oppressed. He carried on "with malice toward none, with charity toward all."

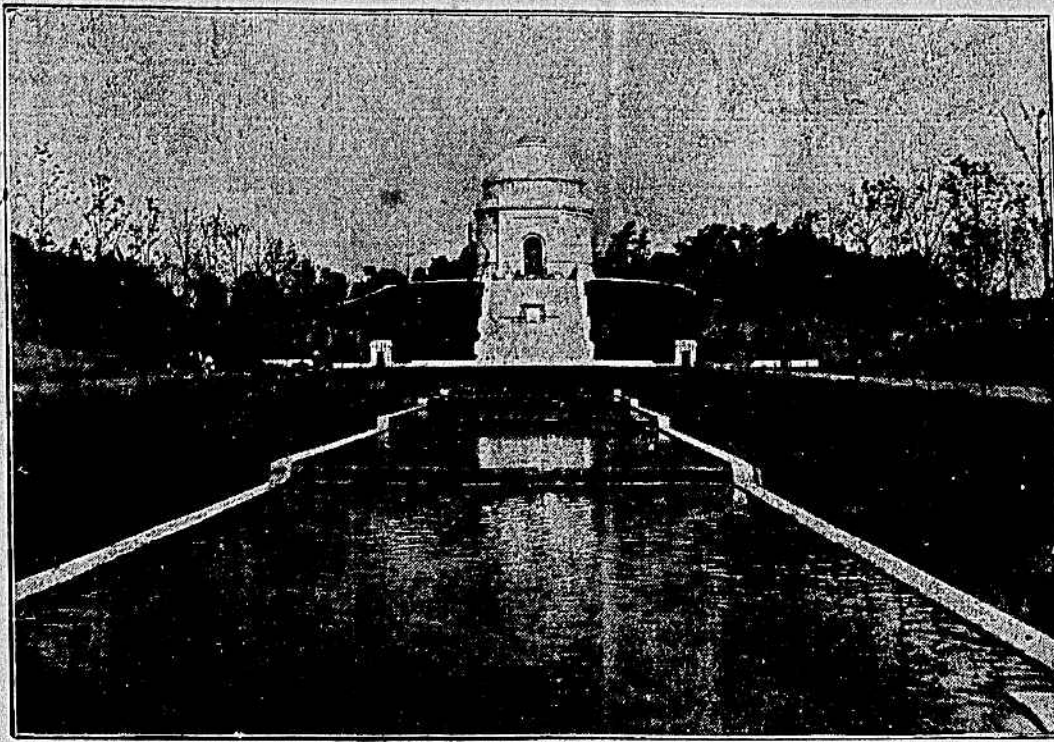
As a boy he worked hard with his hands; he entered the army as a private soldier; he knew poverty; he earned his own livelihood; and by his own exertions he finally rose to the position of a man of moderate means. Not merely was he in personal touch with farmer and lowly worker, but he felt an intimate understanding of each, and, therefore, an intimate sympathy with each, and his own life was a constant effort to try to judge all by the same standard and to treat all with the same justice.

Arrogance to the weak and the timid, the oppressed and the oppressed, of those well off, were equally abhorrent to his just and gentle soul. Surely this attitude has extended to the attitude of all our people to-day. It would be a cruel disaster to this country to permit ourselves to adopt an attitude of hatred and envy toward success, and to regard wealth as something to be coveted and to be sought after by the few, and to regard poverty as something to be despised and to be looked down upon by the many.

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MEMORIAL TO MURDERED PRESIDENT AND PRESIDENT ROOSEVELT, ORATOR OF DAY



ling it. It excites ignorant envy and hostility, which result in such oppressive action, with or without the law, as sooner or later to work a virtual confiscation. Every manifestation of feeling of this kind in our civilization should be crushed at the outset by the weight of a sensible public opinion.

Condemns Crimes of Rich.

From the standpoint of our material property there is only one other thing as important as the discouragement of a spirit of envy and hostility toward honest business men, toward honest men of means; this is the discouragement of dishonest business men, the war upon the chicanery and wrongdoing which are peculiarly repulsive, peculiarly noxious, when exhibited by men who have no excuse of want of poverty or ignorance for their crimes. Men of means, and above all men of great wealth, can exist in safety under the peaceful protection of the State only in orderly societies, where liberty manifests itself through and under the law. It is these men who, more than any others, should in the interests of the class to which they belong, in the interests of their children and their children's children, seek in every way, but especially in the conduct of their lives, to insist upon and to build up respect for the law. It may not be true from the standpoint of some particular individual of this class, but in the long run it is pre-eminently true from the standpoint of the class as a whole, no less than of the country as a whole, that it is a veritable calamity to achieve a temporary triumph by violation or evasion of the law; and we are the best friends of the man of property, we show ourselves the staunchest upholders of the rights of property, when we set our faces like flint against those offenders who do wrong in order to acquire great wealth or who use this wealth as a help to wrongdoing.

Wrongdoing is confined to no class. Good and evil are to be found among both rich and poor, and in drawing the line between the two, we must draw it on conduct and not on worldly possessions. In the abstract most of us will admit this, but in the practice we act upon such doctrine only if we really have knowledge of a sympathy with one another. If both the wage-worker and the capitalist are capable to enter each into the other's life, to meet him so as to get into genuine sympathy with him, most of the differences between them will disappear and their place will be taken by a judgment broader, juster, more kindly and more generous for each will find in the other the same essential human attributes that exist in himself, and his own life will be a practice he realized this as it is given to but few men to realize that his broad and deep sympathies made him feel a genuine sense of oneness with all his fellow-Americans, that he lived and acted in a way that would be a help to his fellow men in their lives, and that his soul they were all joined with him in a great brotherly democracy of the spirit. It is not given to many of us in our lives actually to realize this attitude to the extent that he did, but we can at least have it before us as the goal of our endeavor, and by so doing we shall pay honor better than in any other way to the memory of our dead President whose services in life we this day commemorate.

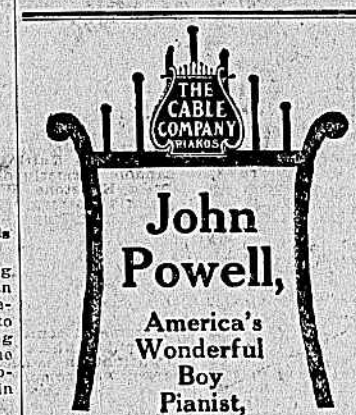
DESCRIPTION OF MEMORIAL.

Imposing Mausoleum Rises to Great Height of 163 Feet. The mausoleum stands on an em-

gether in this beautiful temple. In dedicating this memorial, from day forth, to the high purposes for which it is intended, the trustees of the Memorial Association cannot refrain from expressing the hope that it may serve to commemorate the life and deeds of the illustrious dead, may teach coming generations the lesson of a noble, pure and generous life, and impress upon the youth who shall look upon it in all the coming years, that true success is only to be built upon exalted character, and that the highest public honors and universal popular esteem are not inconsistent with a life devoted to the faithful and cheerful discharge of the simple duties of each day, which make up the life of a good man and a patriotic citizen.

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hence to which has been given the name of Monument Hill, about two miles due west of the McKinley home in the city of Canton. It is not an ornate affair, but its simplicity is relieved by sufficient artistic embellishment to make it an object of beauty, as well as one of massive proportions and breadth of design.

Four States have contributed a share of the material which has been used in the building of the monument. The granite used in the approaches and the mausoleum proper are from the quarries of Milford, Mass., Tennessee has furnished the gray marble for the interior of the tomb, while the sarcophagi which now hold the bronze caskets in which lie the bodies of President and Mrs. McKinley are of dark green granite from Windsor, Vt. The base upon which the sarcophagi rest is black granite from Berlin, Wis.

From the first step of the approach to the monument, to the actual top of the structure is 163 feet 6 inches, the mausoleum itself being 98 feet 6 inches high above the summit of the mound. The top of the dome has an ocular fifteen feet in diameter, through which comes a softened light, which glows greatly to the beauty of the interior.

The mausoleum is seventy-eight feet nine inches in diameter. In the centre of the floor beneath the dome stand the sarcophagi containing the bodies of the President and Mrs. McKinley, and in niches on the north side of the dome are the caskets containing those of the two daughters, Ida and Mary, who died in infancy.

High Doric columns are placed around the interior in such a manner as to appear half-buried in the sides of the building. The floor is of mosaic, marble having been brought from many States for the purpose.

Half-way down from the top of the 125 granite steps that lead up to the main entrance on the south side of the mausoleum stands an heroic bronze figure of President McKinley, representing him in the attitude usually assumed when speaking—his right hand holding a roll of manuscript, and the left hand in the trousers pocket. Behind the figure is a bronze chair encircled with a wreath, and draped with the flag of the United States. The bronze figure, which is nine feet high, stands on a pedestal eighteen feet from the base to the feet of the figure.

Stands in Extensive Park. Twenty-six acres of ground were purchased by the monument commission, and the utmost art of the landscape gardener has been lavished upon the grounds. Natural streams flow past the base of the mound, and trees and flower-beds have been arranged with an eye to the greatest artistic beauty. From the entrance to the grounds on the south to the foot of the mound is 300 feet, and along this distance a double driveway 175 feet in width has been constructed. Between the two sides of the driveway is a lagoon, which is constantly filled with fresh water. Long rows of trees flank the lagoon and the driveways.

The mausoleum and grounds have been built and arranged at a cost of \$500,000, and it is the intention of the commission to raise an endowment fund of \$150,000, which will include the charge of a fee for admission.

At the next meeting of the mausoleum trustees custodians will be chosen, and it is the intention to ask for the indefinite duty of soldiers of the regular army to guard the tomb. The architect was H. Van Buren Magonigle, of New York, and the designer of the bronze figure standing before the mausoleum was Charles Henry Niehaus.

THE BIG STORE RYAN-SMITH & CO. HOME OUTFITTERS MASONIC TEMPLE

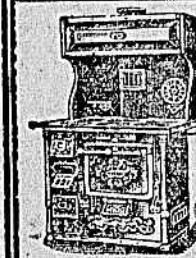
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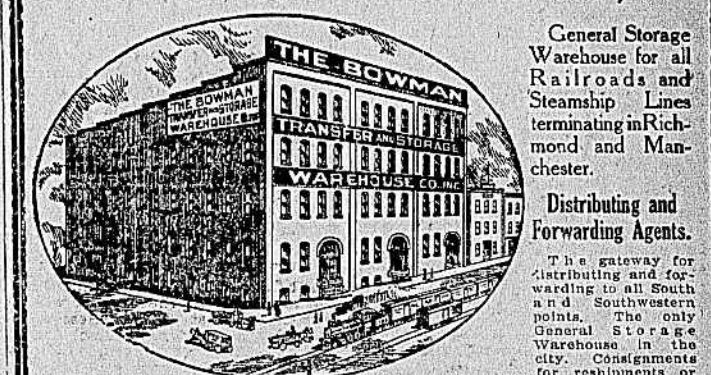
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